

to some principal inhabitant of said town of Dixfield, requiring him to notify and warn the inhabitants of said town, qualified to vote in town affairs, to assemble at such time and place in said town, as shall be expressed in said Warrant, to chuse all such officers as other towns within this Commonwealth are by law authorized and required to choose in the month of March or April annually.

Approved June 21, 1803.

1803. — Chapter 34.

[May Session, ch. 34.]

AN ACT TO ALTER THE LINE BETWEEN THE TOWNS OF LYNN AND CHELSEA.

Whereas Abijah Boardman hath petitioned this Court, that the line dividing the towns of Lynn in the County of Essex, and Chelsea in the County of Suffolk, may be so far altered as to include his dwelling house and the land under the same, wholly in the said town of Chelsea.

Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, That the limits of the said towns of Lynn and Chelsea, and of the said Counties of Essex and Suffolk be, and they hereby are so far changed and altered as to include the said land & building thereon, in the said town of Chelsea in the said County of Suffolk; and the same land and building shall hereafter be subject to all duties and taxes, and possess all the privileges and rights which the other land and houses in said town of Chelsea are subject to, and possess.

Approved June 21, 1803.

1803. — Chapter 35.

[May Session, ch. 35.]

AN ACT IN ADDITION TO THE ACT, ENTITLED, "AN ACT FOR INCORPORATING LUTHER EAMES AND OTHERS INTO A SOCIETY FOR THE PURPOSE OF BRINGING FRESH WATER INTO THE TOWN OF BOSTON BY SUBTERRANEAN PIPES."

Whereas in and by an Act, entitled, "an act for incorporating Luther Eames and others into a Society for the purpose of bringing fresh water into the Town of Boston by subterranean pipes, no authority is given to the said Corporation to enter upon the corporate, or private Estate of any person or persons, without a free and voluntary

Preamble.

contract with the proprietor of such Estate; by reason of which restriction of Power, the said Corporation have been, and still are exposed to many inconveniences, and the important purposes of the association, thereby greatly retarded and embarrassed:

*Be it therefore enacted by the Senate, and House of Representatives, in General Court assembled, and by the authority of the same, that the said corporation be, and they are hereby authorized and empowered, for the purpose of extending and accomodating their works, in order to the bringing of fresh water into the town of Boston, according to the original design of said incorporation, to enter upon, and improve for the laying down of subterraneous pipes, the corporate or private Estate of any person, town or corporation whatsoever, within the following boundaries, to wit, at and from the road near a bridge, which is a little to the Eastward of the Punch Bowl tavern in Brookline, and thence through the Marshes, or in such direction, as may be deemed eligible, and convenient by said Corporation unto the Road on Boston Neck, near to Mr. Blaney's house, now so called; and the said Corporation are hereby empowered to take, hold, purchase, or improve, for the purpose of laying down subterraneous pipes as aforesaid, any Land, not exceeding Five-feet in width, through the whole distance before mentioned; and shall at all times have free ingress and egress into and from the same; in order to lay down, inspect, renew and repair the said pipes; on condition, however, that the said Corporation shall be holden to pay all damages which shall arise to any person or Body politic by the taking, holding, and improving of the Land aforesaid, for the purposes aforesaid; and where the Land aforesaid, or the improvement thereof as aforesaid, cannot be obtained by voluntary agreement, then the said damages to be estimated and settled by a Committee appointed by the Court of General Sessions of the Peace for the County wherein said Lands or Estate may be situated; saving to either party the right of tryal by Jury, according to the Law which provides for the recovery of damages accruing by laying out public highways: *Provided nevertheless, that the said Corporation, after having opened any of the ground aforesaid for the purposes aforesaid, shall be holden to put the same again in repair, under the penalty of being prosecuted for a nuisance: — And provided also,**

Authorized to enter upon and improve any estate within certain boundaries.

Damages to be paid.

Proviso.

that nothing in this act shall be construed to give the said corporation a right to pull down, dig under, or encroach upon any building already erected, nor to break up or encroach upon any cellar already dug; and *provided also*, that all complaints, claims, and demands for damages as aforesaid, to be estimated as aforesaid, shall be entered, made or preferred by the person or persons entitled to demand the same, within twelve months from the time when the ground shall have been taken up, opened or first improved in manner as herein before mentioned.

Claims for damages to be exhibited within twelve months.

Approved June 22, 1803.

1803. — Chapter 36.

[May Session, ch. 36.]

AN ACT FOR INCORPORATING GIBBINS SHARP AND OTHERS, INTO A SOCIETY, BY THE NAME OF "THE MEMBERS OF THE NEW NORTH RELIGIOUS SOCIETY, IN THE TOWN OF BOSTON."

SEC. 1. *Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same*, That Gibbins Sharp, John Simpkins, Joseph Kettle, and such others as were proprietors of Pews in the old Meeting House in said Boston, called the New North Meeting House, lately taken down, together with such others as may become proprietors of Pews in the new Meeting House, now erecting on the same place, be, and they hereby are incorporated and declared to be a Body corporate and politic by the name of "The Members of the New North religious Society in the Town of Boston," and by that name shall be capable and liable to purchase, to take, and to hold any Estate, real, personal and Mixed, for the purpose of supporting public Worship and a Teacher or teachers of Piety, religion and Morality, and to sue and be sued in any Actions, real, personal or Mixed, and otherwise to do and suffer as other bodies politic generally may; *provided*, that the whole Estate, real and personal, of the said Corporation shall not exceed, in its annual income, the sum of Three thousand Dollars, exclusive of their House of Public Worship.

Society incorporated and allowed to hold estate, with a restriction.

SEC. 2. *Be it further enacted*, that the said Society shall have power, and they are hereby authorised to make Contracts with any teacher or teachers of piety, religion and morality for his support and maintenance during his continuance as teacher, to make any permanent or annual

Authorized to make contracts with teachers of religion and grants to their widows or orphans.